

SINGLE BENCH

CF1002

IN THE HIGH COURT OF CHHATTISGARH AT BILASPUR

WRIT PETITION [O] NO. 3170 /2006

PETITIONER

:- Tularam Dewangan son of
Khadhauram Dewangan, aged 60
years, resident of village Seoni, P.S.
Champa, District Janjgir-Champa
[CG]

VERSUS

RESPONDENTS

- 1] State of Chhattisgarh, Through-
Collector, Korba /Collector Janjgir-
Champa [C.G.].
- 2] Assistant Registrar, Firms and
Society, Vikrant Bhavan,
Jarababhata, Bilaspur [C.G.].
- 3] Registrar, Firms and Society,
D.K.S. Bhavan, Raipur [C.G.].
- 4] Gopichand son of Ram Lal, aged
50 years, Resident of village-
Beladula, P.O. Beladula, Police
Station Jaijaipur, District Janjgir-
Champa [C.G.].
- 5] Santram Mehar, S/o Nanthuram,
aged 52 year, R/o village Seoni,
Post and P.S. Champa, District
Janjgir - Champa [C.G.].
- 6] Prem Lal S/o Jutiya, aged 40
years, R/o village Seoni, Post and
P.S. Champa, District Janjgir-
Champa [C.G.].
- 7] Ram Gopal S/o Pran, aged 55
years, R/o village Seoni, Post and
P.S. Champa, District Janjgir-
Champa [C.G.].
- 8] Jagdish S/o Ghukhan Lal, aged 65
years, R/o village Mohnikala, Post
and P.S. Sakti, District Janjgir-
Champa [C.G.].
- 9] Dhaniram S/o Pakluram, aged 65
years, R/o village Mohnikala, Post
and P.S. Sakti, District Janjgir-
Champa [C.G.].

P.R. No. S202/06
Presented by Pushpa Dewari
dated 12/9/06



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By 18/5/06
CLERK to A. G. BILASPUR

- 10] Bhagauram s/o Buddhuram, aged 70 years, R/o village Seoni, Post and P.S. Champa, District Janjgir-Champa [C.G.].

**WRIT PETITION UNDER ARTICLE 226/227 OF THE
CONSTITUTION OF INDIA**

आदेश पत्रक
W.P.(C) No. 5170/2006
 मामला क्रमांक सन् 2006

..... विरुद्ध

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	<u>20.9.2006</u> Ms. Nirupama Bajpai and Shri Vimlesh Bajpai, Advocates for the petitioner. Shri N.K.Agrawal, Dy. Advocate General for the State/ respondent No.1 on advance copy. Heard on admission. The main grievance of the petitioner is that respondents No. 4 to 10, without registration of the Society, are running the Society in the name and style of "Sathattar Gram Dewangan Samaj" and they have scribed their own constitution, according to which, they have made certain provisions, which are not permissible under the law. It is submitted that the daughter of the petitioner was married to one Rajendra Kumar Dewangan, resident of Mohandi, Tehsil-Sakti, District-Janjgir Champa and when she was ill-treated by the in-laws, the petitioner lodged a report against them in Champa Police Station, on which, according to the pleadings of the petition, a charge sheet against the accused persons was filed. It is also stated that because of the report, lodged by the petitioner, the respondents Society boycotted the petitioner and the boycott was recorded and published on 15.2.2006. It is further stated that in fact, the aforesaid Society, so constituted by the respondents, is contrary to law and the members of the Society are also acting against the interest of the petitioner. The petitioner has prayed that a writ in the nature of mandamus should be issued to respondents No. 1 to 3 to stop the activities of the private	

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आदेश पत्रक
W.P.(C) No. 5170/2006
मामला क्रमांक जून 200

..... विरुद्ध

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित - 2 -	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	respondents/Society. It has also been prayed that the Constitution of the Society, so framed by them, be set aside by this Court. In the opinion of this Court, a writ in the above nature can not be issued. The allegations raised by the petitioner in the writ petition, if believed, results into various causes of actions, on which, the petitioner can avail civil as well as criminal remedies as envisaged under the law. Admittedly, the pleadings taken by the petitioner in this writ petition are the matter of inquiry and investigation, and the same can be adjudicated only after taking evidence in the said regard which is not possible in a writ petition. I do not find any reason to interfere in the said inter-party dispute between the petitioner and the private respondents in the writ jurisdiction vested with this Court. The petition has no merit. The same is dismissed at the admission stage itself. However, the petitioner shall be at liberty to avail appropriate remedy before the civil as well as criminal courts in accordance with law.	Sd/- Sunil Kumar Sinha Judge

(पीछे देखिये)

25/9/06
11/10/06